

Notice of Modification

Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure, I modify the project approval referred to in Schedule 1, as set out in Schedule 2.



Heather Warton
A/Executive Director
Major Projects Assessment

Sydney 31 October 2012

SCHEDULE 1

The project approval (06_0261) for the Hunter Valley Operations South Coal Project

SCHEDULE 2

1. Insert the following in the Table of Contents (in numerical order):

APPENDIX 10: HVO SOUTH LANDS DEDICATED AS OFFSETS FOR WARKWORTH MINE

2. Insert the following in the Definitions (in alphabetical order):

EA (Mod 4)	Environmental Assessment titled <i>HVO South Project Approval – Modification 5 – Dedication of Lands for Offsets</i> [sic], dated 26 September 2012
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3. In condition 2 of schedule 2, delete all words after “EA (Mod 3)” (except the notes), and replace with:

- (f) EA (Mod 4); and
- (g) conditions of this approval.

4. Insert the following after condition 29A of schedule 3:

Offsets for Warkworth Extension Project

29B. The Proponent shall not undertake any mining operations or development within the Southern Biodiversity Area or Northern Biodiversity Area as indicated on the plan in Appendix 10, other than any conservation-related activity under an approved Rehabilitation and Biodiversity Management Plan under either this approval or MP 09_0202.

Note: The Southern Biodiversity Area and Northern Biodiversity Area form part of the biodiversity offset strategy for the Warkworth Extension Project (MP 09_0202).

5. Insert the following after Appendix 9:

APPENDIX 10
HVO SOUTH LANDS DEDICATED AS OFFSETS FOR WARKWORTH MINE

